

**LOWELL CITY COUNCIL MINUTES
REGULAR COUNCIL MEETING
MAY 18, 2021 - 6:30PM**

INVOCATION: Council Member Kendell Stucki

PLEDGE OF ALLEGIANCE: Mayor Chris Moore

CALL TO ORDER OF REGULAR COUNCIL MEETING: The Regular Meeting of the Lowell City Council was called to order at 6:34pm by **Mayor Chris Moore** at the Lowell Council Chambers.

ROLL CALL: Mayor Chris Moore asked the City Clerk for a verbal roll call. Council Members present were Steve Whitehead, Eric Schein, Bethany Rosenbaum, Bill Adams, Lisa DeGifford, Chasity Taylor, Kendell Stucki and David Adams. Deputy Attorney Kieklak was present, also. There was quorum. A roster of all others in attendance is on file with these minutes.

CONSENT AGENDA:

Lowell City Council Minutes Regular Meeting – April 20, 2021
Financial Statement – April 2021

Motion to approve the Consent Agenda.

Motion: Bill Adams

Second: Kendell Stucki

Vote Aye: B. Adams, D. Adams, Taylor, Rosenbaum, DeGifford, Schein, Stucki, Whitehead

Vote Nay: None

Motion to approve Consent Agenda approved.

PUBLIC FORUM: Open: 6:36PM Close: 6:39PM

Joe Rheingans updated the City Council on his need for Sandwich Boards and lighting for them.

PROCEDURAL MOTION TO DISPENSE WITH THE RULE AND READ ALL ORDINANCES BY TITLE ONLY.

No discussion by Council Members.

Motion to approve Procedural Motion to Dispense with the Rule and Read all Ordinances by title only.

Motion: B. Adams

Second: Lisa DeGifford

Vote Aye: D. Adams, B. Adams, Whitehead, Schein, DE Gifford, Stucki, Taylor, Rosenbaum

Vote Nay: None

Motion to approve Procedural Motion to Dispense with the Rule and Read all Ordinances by title only approved.

(No number needed)

OLD BUSINESS: None.

NEW BUSINESS:

1. ORDINANCE ADOPTING THE CITY OF LOWELL 2021 MASTER STREET PLAN AND FOR OTHER PURPOSES.

The Lowell Planning Commission has reviewed the Lowell Master Street Plan and determined that certain changes were required to better reflect the actual routes of streets in City of Lowell. The City Council agrees with the changes.

Motion to approve Ordinance as presented.

Motion: David Adams

Second: Kendell Stucki

Vote Aye: B. Adams, Schein, D. Adams, Taylor, Stucki, Rosenbaum, DeGifford, Whitehead
Vote Nay: None
Motion to approve Ordinance passed.
City Clerk read the Ordinance one time by title only.
Ordinance assigned No. 1078.

2. ORDINANCE AMENDING SECTIONS 16-810 MAP AND 16-811 MASTER STREET PLAN AND TO DELETE SECTION 16-812 RIGHTS-OF-WAYS IN ITS ENTIRETY OF THE LOWELL CODE OF ORDINANCES.

The City Council of Lowell has adopted regulations pertaining to the Master Street Plan codified in Sections 16-810 Map 16-811 Street Plan and 16-812 of the Lowell Code of Ordinances and now finds it to be in the best interest of the citizens of the City of Lowell to amend the Lowell Code of Ordinances.

Motion to approve Ordinance as presented.

Motion: David Adams

Second: Bill Adams

Vote Aye: D. Adams, B. Adams, Schein, DeGifford, Rosenbaum, Taylor, Whitehead, Stucki

Vote Nay: None

Motion to approve Ordinance as presented passed.

City Clerk read Ordinance one time by title only.

Motion assigned No. 1079.

3. ORDINANCE AMENDING SECTION 16-255 ACCESS MANAGEMENT STANDARDS OF THE LOWELL CODE OF ORDINANCES.

The City Council approved amending the Lowell Code of Ordinances, amending Section 16-255 Access Management Standards of the Lowell Code of Ordinances.

Motion to approve Ordinance as presented.

Motion: Eric Schein

Second: David Adams

Vote Aye: Schein, D. Adams, Stucki, Taylor, Rosenbaum, DeGifford, B. Adams, Whitehead

Vote Nay: None.

Motion to approve Ordinance as presented passed.

City Clerk read Ordinance one time by title only.

Ordinance assigned No. 1080.

4. ORDINANCE AMENDING THE CITY OF LOWELL MOBILE FOOD VENDING PARKS REGULATIONS TO PERMIT "SANDWICH BOARD" SIGNS.

Joe Rheingans had presented to the Lowell Planning Commission requirements of putting up Sandwich Board signs next to food trucks in his food court. The Planning Commission recommended a change to the regulations for mobile food vending parks in Lowell and recommended changes to City Council. City Council accepted the changes as presented in this ordinance.

Motion to approve Ordinance as presented.

Motion: B. Adams

Second: Lisa DE Gifford

Vote Aye: Schein, D. Adams, Stucki, Taylor, Rosenbaum, B. Adams, DeGifford, Whitehead

Vote Nay: None

Motion to approve Ordinance as presented passed.

City Clerk read Ordinance one time by title only.

Ordinance assigned No. 1081.

5. RESOLUTION AMENDING THE LOWELL FEE SCHEDULE APPENDIX OF THE LOWELL MUNICIPAL CODE AND SETTING FORTH FEES FOR STREET RE-INSPECTION AND PRELIMINARY AND FINAL PLAT REVIEWS IN THE CITY OF LOWELL, ARKANSAS.

In order to promote ease and convenience for the City of Lowell and those doing business in Lowell, a single fee schedule to contain information on all fees charged by the City of Lowell has been adopted. Fee

schedules for the City of Lowell are amended from time to time and the City Council has been advised that there are fees that must be added in for newly required inspections.

Motion to approve Resolution as presented.

Motion: David Adams

Second: Lisa DE Gifford

Vote Aye: Schein, D. Adams, Stucki, Taylor, Rosenbaum, B. Adams DeGifford, Whitehead

Vote Nay: None

Motion to approve Resolution as presented passed.

Resolution assigned No. 21-11

6. RESOLUTION DECLARING CERTAIN POLICE DEPARTMENT EQUIPMENT AS SURPLUS AND PRESCRIBING THE METHOD OF SELLING THE EQUIPMENT.

The Chief of Police of the City of Lowell has advised the City Council that certain police equipment is no longer of use to the city and should be disposed of as surplus property.

Motion to approve Resolution as presented.

Motion: David Adams

Second: Kendell Stucki

Vote Aye: Schein, D. Adams, Stucki, Taylor, DE Gifford, B. Adams, Schein, Rosenbaum

Vote Nay: None.

Motion to approve Resolution as presented was approved.

Resolution assigned No. 21-12.

7. RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF LOWELL, ARKANSAS TO UTILIZE FEDERAL-AID TRANSPORTATION ALTERNATIVES PROGRAM FUNDS.

Federal-aid Transportation Alternatives Program Funds are available at 80% federal participation and 20% local match to develop or improve the City Sidewalk Program, i.e. Concord and Honeysuckle Streets.

Motion to approve Resolution as presented.

Motion: Lisa DeGifford

Second: Kendell Stucki

Vote Aye: Whitehead, Stucki, Rosenbaum, Taylor, DeGifford, B. Adams, Schein, D. Adams

Vote Nay: None.

Motion to approve Resolution as presented passed.

Resolution assigned No. 21-13.

8. RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF LOWELL, ARKANSAS TO UTILIZE FEDERAL-AID RECREATIONAL TRAILS PROGRAM FUNDS.

City of Lowell understands Federal-Aid Recreational Trails Program Funds are available at 80% federal participation and 20% local match/in kind labor to develop or improve the city Trail Program – Bellview Street. Federal-aid funds are available for this project on a reimbursable basis, requiring work to be accomplished and proof of payment prior to actual monetary reimbursement. This project will be open and available for use by the general public and maintained by the applicant for the life of the project.

Motion to approve Resolution as presented.

Motion: Eric Schein

Second: Chasity Taylor

Vote Aye: Schein, D. Adams, Stucki, Taylor, Rosenbaum, DeGifford, B. Adams, Whitehead

Vote Nay: None.

Motion to approve Resolution as presented passed.

Resolution assigned No. 21-14.

9. RESOLUTION APPROPRIATING FUNDS FROM THE GENERAL FUND RESERVES FOR THE PURPOSE OF ADDING PERSONNEL TO THE BUILDING SERVICES DEPARTMENT.

Position will be Building Inspector and salary will be determined on ability and experience. City Council requested salary be between \$37,500 and a ceiling of \$45,000.

Motion to approve Resolution as presented.

Motion: Lisa DeGifford

Second: Kendell Stucki

Vote Aye: Schein, D. Adams, Stucki, Taylor, Rosenbaum, DeGifford B. Adams, Whitehead

Vote Nay: None.

Motion to approve Resolution as presented passed.

Resolution assigned No. 21-15.

10. RESOLUTION AUTHORIZING THE MAYOR OF LOWELL, ARKANSAS TO EXECUTE A RESIDENTIAL SOLID WASTE DISPOSAL CONTRACT WITH ORION WASTE SOLUTIONS FOR SOLID WASTE SERVICES WITHIN THE CITY OF LOWELL.

After receiving several proposals by various contractors, Orion Waste Solutions' contract was accepted. City of Lowell will enter into a n Agreement for the Collection and Transfer of Residential Solid Waste and Recyclable Material with Orion Waste Solutions and Mayor Moore is authorized to execute said Agreement.

Motion to approve Resolution as presented.

Motion: Lisa DeGifford

Second: Steve Whitehead

Vote Aye: Schein, D. Adams, Stucki, Taylor, Rosenbaum, DeGifford, B. Adams, Whitehead

Vote Nay: None.

Motion to approve Resolution passed.

Resolution assigned No 21-16.

Recessed (Restroom Break): 7:7pm Returned: 7:36pm All council member returned.

11. RESOLUTION APPROVING AND ADOPTING AN UPDATED OVERTIME POLICY FOR FIREFIGHTERS AND POLICE OFFICERS IN LOWLL, TO BE SECTION 4.5.1.1 OF THE PERSONNEL MANUAL FOR THE CITY OF LOWELL, ARKANSAS.

It has become evident to the City Council for the City of Lowell to approve and add an updated Overtime Policy applying to Fire Fighters and Police Officers to the Personnel Policy Manual.

Call Question

Motion: Eric Schein

Second: Steve Whitehead

Vote Aye: Stucki, Schein, Whitehead, DeGifford, D. Adams, Taylor

Vote Nay: B. Adams, Rosenbaum

Motion to Call Question passed.

Motion to approve Amended Resolution as presented.

Motion: Lisa DeGifford

Second: Kendell Stucki

Vote Aye: Stucki, D. Adams, Schein, Taylor, Whitehead, DeGifford

Vote Nay: B. Adams, Rosenbaum

Motion to approve Amended Resolution as presented:

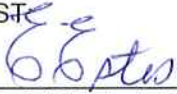
Resolution assigned No. 21-17.

PRESENTATION: Arkansas State Representative Kendon Underwood presented a Citation to LPD Sgt. Cody Cox for his 11-month deployment overseas for the Army National Guard

ANNOUNCEMENTS: None

ADJOURNMENT: Motion to adjourn by Kendell Stucki and second by Eric Schein. There being no objections, the meeting adjourned at 7:56pm.

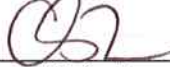
ATTEST



City Clerk/Elizabeth Estes
City of Lowell



APPROVED:



Mayor/Chris Moore

Minutes of the Regular Council Meeting

May 18, 2021